

**Colusa Local Agency Formation Commission**

**Regular Meeting Agenda**

**Thursday – June 7, 2018**

**3:00 PM**

**Board of Supervisors Chambers  
546 Jay Street  
Colusa, CA.**

**1. Call to Order/Roll Call**

**Commissioners**

Brandon Ash (Chair, Public)  
Denise Carter (Vice-Chair County)  
John Loudon (County)  
Tom Reische (Colusa, City)  
Alfred Sellers, (Williams, City)

**Alternates**

Kent Boes (County Alternate)  
Roberto Mendoza (City Alternate)  
Mary Winters, (Public Member Alternate)

**Staff**

John Benoit, Executive Officer  
P. Scott Browne, Legal Counsel  
Lora Ceccon, Clerk to the Commission

**2. Consider Minutes from March 1, 2018**

*a. Consider approval of the May 3, 2018 LAFCo minutes*

**3. Public Comment**

This is the time for the public to address the Commission on any matter not on the agenda. Testimony related to an item on the agenda should be presented at the time that item is considered

**4. Consent Agenda**

*a. Payment of claims for the month of May 2018*

**5. Correspondence:**

**6. Request from the Colusa County Water District to review conditions of approval for the Annexations and Detachments to and from the District (File 2017-0001).**

*a. Receive request from the district and provide direction to staff for possible action.*

**PUBLIC HEARING #1:**

**7. Glenn Colusa Irrigation District (GCID) request to detach approximately 208-acres from the GCID (in Glenn County) and being in the City of Willows (LAFCo File 2016-0001).**

- a. *Consider Resolution 2018-0004 adopting a Sphere of Influence amendment for the Glenn Colusa Irrigation District consisting of removing 208-acres more or less of incorporated territory from the District's Sphere of Influence.*
- b. *Consider Resolution 2018-0005 approving a 208-acre more or less detachment from the Glenn Colusa Irrigation District.*

**Action Item having possible budgetary impact:**

- 8. **Request by LAFCo Counsel for amendment of his Legal Agreement to include costs and expenses for participation in Calafco Activities**
  - a. *Review proposed contract language, consider amendment, provide direction to staff regarding the final contract amendment language, and authorize Chair to sign final contract amendment.*

**PUBLIC HEARING #2:**

- 9. **Final 2018-2019 LAFCo Budget**
  - a. *Conduct a public hearing regarding the final 2018-2019 LAFCo Budget*
  - b. *Consider Resolution 2018-0006 adopting a Final Budget for FY 2018-2019.*

**Other Action items:**

- 10. **Review Proposed Letters of Support for SB-929, AB 2238 and AB 2268 considering support for the following bills:**
  - a. *SB-929 (McGuire) Special District's websites*
  - b. *AB 2238 (Aguilar-Curry) LAFCo's and Hazard Mitigation Plan – General Plan Safety Elements*
  - c. *AB-2268 (Reyes) restoration of funding for inhabited annexations*
- 11. **Authorize Staff and Commissioners to attend the Calafco annual conference at the Tenaya Lodge near Yosemite October 3-5, 2018.**
  - a. *Authorize staff and commissioners to attend the Calafco Annual Conference October 3-5, 2018.*
- 12. **Calafco Achievement Awards 2018 (due August 1, 2018)**
  - a. *Consider a nomination for a Calafco achievement award*
- 13. **Consider nomination for the Calafco Board of Directors due Sept 4, 2018): City Member or Public Member**
  - a. *Consider a nomination of a City Member or a Public Member to the Calafco Board of Directors*

**14. Executive Officer's Report:**

*a. Reclamation Districts MSR and SOI*

**15. Commissioner Reports - Discussion**

*This item is placed on the agenda for Commissioners to discuss items and issues of concern to their constituency, LAFCO, and legislative matters*

**16. Adjourn to the next regular meeting 3:00 pm on July 5, 2018**

**Any member appointed on behalf of local government shall represent the interests of the public as a whole and not solely the interest of the appointing authority Government Code Section 56325.1**

Pursuant to Government Code Section 54954.2, Commission members may make a brief announcement or report on activities. Commission members may also provide a reference to staff or other resources for factual information, request staff to report back to the Commission at a subsequent meeting concerning any matter, or take action to direct staff to place a matter of business on a future agenda.

*Public Comment*

Members of the public may address the Commission on items not appearing on the agenda, as well as any item that does appear on the agenda, subject to the following restrictions:

- Items not appearing on the agenda must be of interest to the public and within the Commission's subject matter jurisdiction.
- No action shall be taken on items not appearing on the agenda unless otherwise authorized by Government Code Section 54954.2 (known as the Brown Act, or California Open Meeting Law).
- The total amount of time allotted for receiving public comment may be limited to 15 minutes.
- Any individual's testimony may be limited to 5 minutes. Time to address the Commission will be allocated on the basis of the number of requests received.

*Public Hearings*

Members of the public may address the Commission on any item appearing on the agenda as a Public Hearing. The Commission may limit any person's input to 5 minutes. Written statements may be submitted in lieu of or to supplement oral statements made during a public hearing.

*Agenda Materials*

Materials related to an item on this agenda submitted to the Commission after distribution of the agenda are available for review for public inspection in the Colusa County Clerk's office located at the Colusa County Courthouse 546 Jay Street, Colusa CA. [such documents are also available on the Colusa LAFCO website as noted below to the extent practicable and subject to staff's ability to post the documents prior to the meeting].

*Accessibility*

An interpreter for the hearing-impaired may be made available upon request to the Executive Officer 72 hours before a meeting. The location of this meeting is wheelchair-accessible.

*Disclosure & Disqualification Requirements*

Pursuant to Government Code Sections 56100.1, 56300(b), 56700.1, and 81000 et seq., and Colusa LAFCO's Policies and Procedures for the Disclosure of Contributions and Expenditures in Support of and Opposition to Proposals, any person or combination of persons who directly or indirectly contribute \$1000 or more or expend \$1000 or more in support of or opposition to a change of organization or reorganization that has been submitted to Colusa LAFCO must comply with the disclosure requirements approved by Colusa LAFCO. These requirements contain provisions for making disclosures of contributions and expenditures at specified intervals. Additional information may be obtained at the Colusa County Elections Department 546 Jay Street, Colusa, CA 95932. (530) 458-0500

A LAFCO Commissioner must disqualify herself or himself from voting on an application involving an "entitlement for use" (such as an annexation or sphere amendment) if, within the last twelve months, the Commissioner has received \$250 or more in campaign contributions from the applicant, any financially interested person who actively supports or opposes the application, or an agency (such as an attorney, engineer, or planning consultant) representing the applicant or an interested party. The law (Government Code Section 84308) also requires any applicant or other participant in a LAFCO proceeding to disclose the contribution amount and name of the recipient Commissioner on the official record of the proceeding.

Contact LAFCO Staff LAFCO staff may be contacted at (530) 458-0593 or by mail at Colusa LAFCO P.O. Box 2694, Granite Bay Ca 95746 or by email at [lafco@countyofcolusa.org](mailto:lafco@countyofcolusa.org) or [johnbenoit@surewest.net](mailto:johnbenoit@surewest.net) or by Fax (916) 797-7631

Webpage Reports, agendas, minutes and general information about LAFCO are available on the LAFCO Webpage at [www.colusacountylafco.org](http://www.colusacountylafco.org)

LOCAL AGENCY FORMATION COMMISSION  
COLUSA COUNTY  
MINUTES OF MEETING  
May 3, 2018

PRESENT:

JOHN LOUDON, County Member  
ALFRED SELLERS, JR., City Member  
TOM REISCHE, City Member  
BRANDON ASH, Chair, Public  
DENISE CARTER, County Member  
MARY WINTERS, Public Member Alternate  
Kent Boes, County Member Alternate

ALSO PRESENT:

LORA CECCON, Clerk  
JOHN BENOIT, Ex. Officer  
P. SCOTT BROWNE, Legal

**1. Call to Order/Roll Call**

The meeting was called to order at 3:00 p.m. There was a quorum present.

**2. Consider Minutes for March 1, 2018**

**On motion of T. Reische, second by J. Loudon, the commission approved the minutes for March 1, 2018, motion carried by roll call vote.**

**3. Public Comment – None**

**4. Consent Agenda**

A short discussion was held regarding the \$7,920 charge for an MSR and SOI. John explained that there are several districts involved and this is three months of work. The work is being competed in house. An MSR typically runs from \$50,000 - \$100,000.

**On motion of D. Carter, second by J. Loudon, the commission approved claims for the months of March and April, 2018, motion carried by roll call vote.**

**5. Correspondence:** John reported that Yolo Habitat Conservation has released their final EIR.

**6. Public Hearing: Proposed 2018-2019 LAFCo Budget**

3:13 – Opened Public Hearing

John presented the proposed 2018-2019 LAFCo Budget, stating that he met with the Budget Committee. The preliminary estimate for A87 costs is \$2,666.00, and that figure has been plugged into the budget. This charge is primarily for the auditor, treasurer, and a small amount of IT services. The Calafco membership

increased by 2.9% and insurance increased 9%. The amount to be apportioned to the cities and the county is \$93,542.00.

**On motion of T. Reische, second by J. Loudon, the commission approved Resolution 2018-0003 adopting a proposed budget for FY 2018-2019, motion carried by roll call vote.**

**7. Discussion of the Calafco Annual Staff workshop held in Marin County April 11-13, 2018**

J. Benoit and S. Browne provided commissioners a brief report on the Calafco Annual Staff workshop.

**8. Letters of Support for AB3254 and AB 2258**

John stated that Calafco has asked for our support of AB 3254, the Calafco Omnibus Bill that cleans up Lafco Law and AB 2258, Special Funding for LAFCOs that establishes a funding program to provide grants to LAFCOs. Copies of the letters are included in today's agenda packet.

**9. Executive Officer's Report:**

- a. GCID Detachment – June 7, 2018 hearing set**
- b. Reclamation Districts MSR and SOI – June 7<sup>th</sup> workshop**
- c. 700 Forms due April 2, 2018**
- d. P3 Water Summit – discussed under item 7**

**10. Commissioner Reports – Discussion**

None

**11. Adjourn to the next regular meeting 3:00 p.m. on June 7, 2018**

**The meeting was adjourned at 3:45 p.m.**

# Colusa Local Agency Formation Commission

## CLAIMS

For May 2018

Authorize payment of the following claims:

**FY 2017-2018 EXPENSES:**

June 1, 2018	Staff Svcs and Expenses – May 2018	\$ 5,937.88
May 7, 2018	Frontier Phone May 7, 2018	\$ 43.54
4.16.18- 5.15.2018	Legal Services P. Scott Browne	\$ 1,775.35

**TOTAL:** \$ 7,232.39

**FY 2018-2019 Expenses**

**SDRMA Insurance and CSDA dues for FY 18-19 Inv # 64528** \$ 1,698.00

**DATED:** June 7, 2018

**APPROVED:** June 7, 2018

\_\_\_\_\_  
**Brandon Ash, Chair or Denise Carter, Vice-Chair**  
**Colusa Local Agency Formation Commission**

**Attest:**

\_\_\_\_\_  
**John Benoit**  
**Executive Officer**

## Colusa LAFCO

Shadow Accounting  
2017-2018

EXPENSE	Executive Off. Cont	Clerical Support	Workers Comp	Atty Contract	Insurance	Office Supplies	Postage	Copies	Membership
	53180	53180	51035	53180	53100	53170	53171	53170	53150
	48000.00	3657.00	50.00	24000.00	1741.00	375.00	500.00	1500.00	899.00
CALAFCO Dues 17-18									-899.00
SDRMA Insurance 17-18					-1715.00				
Staff Servicess June 2017	-4000.00	-175.00				-57.61	-9.87	-46.40	
Frontier Phone June 7, 2017									
Browne Legal Svcs 5.16.2017-6.15.2018				-1750.00					
Browne Legal Svcs 6.16.2017-7.15.2017				-2000.00					
Staff Svcs July 2017	-4000.00					-43.35		-10.00	
Frontier Ph July 7, 2017									
Calafco Conf reg Carter, Bergson & Loudon									
Staff Svcs August 2017	-4000.00	-175.00					-11.48	-135.86	
Browne Ending 8.15.17				-2000.00					
Front Ph Aug 7, 2017									
Appeal De. Final 17-18 Budget notice									
Revenue 2017-0001 CCWD Reorganization									
Staff Svcs September 2017	-4000.00	-175.00					-8.96	-89.60	
Browne Ending 9.15.17				-2000.00					
Bergson Airline Reimb Conference									
Frontier Phone Sept 7, 2017									
Front Phone Long Distance									
Staff Svcs October 2017	-4000.00						-9.80	-37.10	
Browne ending 10.15.17				-2000.00					
Front Phone Oct 7, 2017									
Staff Svcs. November 2017	-4000.00	-175.00					-17.15	-34.50	
Browne Legal ending 11.15.17				-2000.00					
Frontier Phone Nov 7, 2017									
Carter Conf. Reimbursement Calafco									
Loudon Conf. Reimbursement Calafco									
Bergson Conf. Reimburse Calafco									
Front Ph Dec 7, 2017									
Browne Ending 12.15.17				-2000.00					
Staff Svcs December 2018	-4000.00	-175.00				-25.00	-5.60	-56.60	
Staff Svcs Jan 2018	-4000.00	-175.00					-2.80	-10.80	
Front Ph Jan 7, 2018									
Browne ending 1.15.18				-2000.00					
Colusa Pioneer CMAD SOI & MSR									
Staff Svcs February 2018	-4000.00					-83.90			
Browne ending 2.15.18				-2000.00					
Frontier phone Feb 7, 2018									
Worker's Comp 7/1/17-2/2/18			-33.36						
Indirect Overhead costs County A-87									
County Software portion						-42.02			
Browne Ending 3.15.18				-2000.00					
Staff Svcs March 2018	-4000.00	-175.00					-6.39	-37.30	
Front PH Mar 7, 2018									
Appeal Dem MPUD SOI and MSR									
Front Ph April 7, 2018									
Pioneer Review Prop 18-19 Budget									
Browne Legal ending 4.15.18				-2000.00					
Browne Calafco Staff Wkshp Share									
Staff Svcs and Exp April 2018	-4000.00								
MSR and SOI Reclam - Levee Dists									
Staff 1/7 share Calafco Staff Wkshp									
Staff Svcs May 2018	-4000.00	-175.00					-4.13	-28.70	
Browne ending 5.15.2018				-1775.35					
Pioneer Review Fin 18-19 Bud SOI GCID									
Frontier Ph 5.7.18									
<b>Total Expended in FY 17-18</b>	<b>-48000.00</b>	<b>-1400.00</b>	<b>-33.36</b>	<b>-23525.35</b>	<b>-1715.00</b>	<b>-251.88</b>	<b>-76.18</b>	<b>-486.86</b>	<b>-899.00</b>
<b>Total Remaining in FY 17-18</b>	<b>0.00</b>	<b>2257.00</b>	<b>16.64</b>	<b>474.65</b>	<b>26.00</b>	<b>123.12</b>	<b>423.82</b>	<b>1013.14</b>	<b>0.00</b>





May 21, 2018

To: LAFCO of Colusa County  
John Benoit, Executive Officer, Colusa Local Agency Formation Commission  
Colusa County Water District

Thank you for providing a copy of Resolution 2017-0006 which was not available on the website. The Resolution was approved unanimously as being "true and correct." A quick reading of the Resolution however, indicates/shows there are several inaccuracies or misstatements (you chose the term) in the Resolution such as:

- "There is 100% land owner consent". Land owner consent to what? Since we had never even heard of the Resolution and we were never part of the CCWD (CCWD records from the 1980s show this) and did not consent to anything.
- "Has furnished copies of said report...to all persons required to receive it". We clearly never got a copy so does that mean we were never required to see said report?
- "All land owners within the affected territory have given their written consent to the proposal." This can be interpreted two ways:
  - Since we were never in the CCWD, we were not "affected" land owners and therefore our written consent was not needed, or
  - Is the CCWD now claiming we were within the "affected territory"? If so, we never gave any written consent to the proposal.
- "All properties involved are fully developed farms." This is blatantly incorrect. Our property is in the Conservation Program as it consists of several deep and rugged canyons, across the length and breadth of it, steep hillsides dropping down to the canyons, and stands of native oak trees. We have never attempted to farm the property and it is unsuitable for farming.
- "Lands requesting detachment". We don't know what our land has been up to behind our backs but we never requested detachment as we were never in the CCWD.
- "All owners wishing to detach". How can we "wish" to detach when we were never even in the CCWD to begin with?
- "Mail a certified copy...to those persons...on the application". This is probably ok since we clearly were not on the application or even aware of it.
- "The properties being detached were not receiving district water before the detachment and that will not change after detachment. In addition, the impact of the detachment on future groundwater determinations whether under SGMA or by groundwater adjudication are too speculative to allow environmental evaluation at this time." But then LAFCO turns around and demands exactly that, i.e. that land owners sign a waiver of groundwater benefit claims.

So how could the Resolution be approved as "true and correct."?

Again, we take no issue with the detachment from CCWD to finally correct their overstated service area since we were never in the CCWD. We just want to be left out of this issue because the stress and anxiety is detrimental to our health. What we cannot understand is that the CCWD and LAFCO agree that our parcel, which was at the northwest corner of the former Hahn Ranch was not in the CCWD but the District is unwilling or simply will not tell us to "never mind" and treat us like any other property owner in Colusa County who is outside the District.

Sincerely,

Patti and Robert Powell



CC: \_\_\_\_\_

May 7, 2018

To: Colusa County Water District  
LAFCO of Colusa County

We had never even heard of the Colusa County Water District until we received an undated notice from LAFCO stating that lands that do not and never have received water from the District is proposed to be removed from the District to clean up the District boundaries.

Then on April 21, 2018 we received a demand from the District that we execute a covenant clouding our property rights in perpetuity without any just compensation or the District will impose charges of \$10's to \$100's of thousands of dollars on us forever in return for absolutely nothing. We have heard somewhere that taking of property rights like this is illegal or unconstitutional or at least it used to be.

We take no issue whatsoever with being detached or expelled from the District since we had never heard of the District prior to this and do not believe we were ever part of the District. But we seriously take issue with the District's threat to extort \$10's to \$100's of thousands of dollars from us in return for absolutely nothing if we do not submit to the District clouding our property rights. All we want is for the District to simply treat us like the other property owners in Colusa County that are outside the District and leave us alone.

**Our parcel should never have been in the District and likely never was in the District**

We purchased a small parcel of the former "Hahn Ranch" from Mrs. Hahn about 20 years ago and there was never any mention of the District by Mrs. Hahn, the realtors, the title insurance company, Colusa County, or our deed. We had also never until this point received any correspondence, newsletters, or anything from the District.

**How did we get in the District?**

After considerable effort, we have determined the story of Hahn Ranch and the District. As stated, in 1998 we purchased a parcel in the former "Hahn Ranch". At the time, Mrs. Hahn had 4 parcels consisting of a total of about 1,142 acres collectively known as Hahn Ranch.

- Parcel 1 21-200-62 about 197.104 acres
- Parcel 2 21-200-63 about 355.866 acres
- Parcel 3 21-200-64 about 105 acres
- Parcel 4 21-200-65 about 484.644 acres

Two of the parcels were partially in the District:

- Parcel 3 21-200-64 with 94.4 acres in the District
- Parcel 4 21-200-65 with 26 acres in the District

Apparently, the partial inclusion of these two parcels in the District was fully disclosed to the purchaser of the two parcels. Those two parcels also happened to be at the eastern edge of the

If anything, the District is actually taking, and has been all along, our ground water if there is any link at all between the aquifer underlying our property and that of the District. Our property is at a much higher elevation than that of the District, which is lower elevation. We also have groundwater recharge ponds on our property and we do not pump groundwater for irrigation and our property is in the Conservation Program. Therefore, if any recharge is taking place, we are the ones doing it.

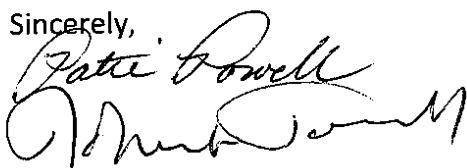
When studying California geology, we were taught that most of the precipitation in California falls on the Coastal Range and the Sierra Nevada Mountains and their foothills and then flows downhill into the Central Valley which is why virtually every dam in California is located in the foothills to catch the runoff from the mountains. Is the District now claiming that any groundwater of the flat lands takes the opposite course and runs uphill from the District to our property?

### **Conclusion**

This all looks like extortion to us: The District is demanding that we sign the so-called Waiver or else the District will begin charging us about \$5,000 per year and another cost **TBD** on our small parcel in return for: Absolutely Nothing Whatsoever. The District also makes it clear that even if we pay up forever we will never receive any service at all. So the District is giving us the ultimatum to let them cloud our property title and ruin the value forever for no compensation, or they will charge us \$10's to \$100's of thousands of dollars forever in return for nothing. The District also threatens liens on our property and total confiscation if we do not pay up for nothing in return.

As stated, we do not take issue with the District cleaning up its maps to show that we are outside of (we were never within) the District as originally stated in the (undated) LAFCO letter post marked November 20, 2017 which is the first time we ever heard anything about the district. But, we are completely opposed to signing anything that gives up our property rights, clouds our title, and diminishes our property value without any just compensation. While we lack the resources to take on this issue directly we may be able to get the Department of Interior OIG, the GAO, Congresspersons Garamendi, Harris, and Feinstein, the State of California Water Board to examine this apparent abuse of power and your entire operation. All we want is for the District to simply treat us like the other property owners in Colusa County that are outside the District and leave us alone.

Sincerely,



Patti and Robert Powell

CC: \_\_\_\_\_

May 26, 2018

To: Colusa County Water District  
LAFCO of Colusa County

They say a picture is worth a thousand words. To clarify, for your information we are providing some pictures taken this week of typical scenes of our property, the whole of which is in the Conservation Program. The pictures were taken from the more accessible locations of our property.

This is the property the CCWD is now trying to force into its farm irrigation district. But the CCWD goes on to state that it will never provide any irrigation water to our property under any circumstances. This comes some 30 years after the former owner of our property refused to put the property in the District. Go figure.

Sincerely,

The image shows two handwritten signatures in black ink. The signature on the left is 'Patti Powell' and the signature on the right is 'Robert Powell'. Both are written in a cursive, flowing style.

Patti and Robert Powell

The pictures show the road in to our property, our two recharge/stock ponds that we installed, stands of native oak trees, and more gentle terrain.

CC: \_\_\_\_\_

COLUSA LAFCO

MEMORANDUM

June 7, 2018

TO: LAFCo Commissioners

FROM: John Benoit, Executive Officer

SUBJECT: Discussion and possible action regarding Counsel Contract Amendment

Counsel is proposing a contract amendment which includes the following language under the "Compensation" section of his contract since not all LAFCo contracts are consistent with regards to reimbursement for out of pocket costs and expenses:

*"The monthly payment is compensation not only for time spent directly on Colusa LAFCo business, but also for the substantial Attorney investment of time providing special seminars put on by Colusa LAFCo such as AB 1234 training and Best Management Practices for Small Districts, and also working with CALAFCo, the Legislative Committee of CALAFCo, CALAFCo University, and attending and presenting in the CALAFCo conferences, all of which benefits Colusa LAFCo.*

*Client further agrees to reimburse all costs and expenses advanced by Attorney on behalf of client, such as facsimile charges, postage, photocopying, travel, legal research, conference registration fees, etc. When costs are incurred for joint CALAFCo projects and workshops such as those listed above, client will be billed only a proportionate share, i.e., the costs will be shared with Attorney's other flat rate LAFCo clients."*

COLUSA LAFCO

**EXECUTIVE OFFICER'S REPORT**

June 7, 2018

TO: Local Agency Formation Commission  
FROM: John Benoit, Executive Officer  
RE: Recommended Final Budget for FY 2018-2019

Since the passage of AB-2838 in 2000, LAFCO has become independent from the County. Costs for the operation of LAFCO were entirely paid by the County including costs for staff time, legal services, miscellaneous office expenses, and insurance.

I provided a "recommended" budget of \$134,742.00 which was adopted at the May 3, 2018 meeting. A Budget Justification Report was prepared for the Proposed Budget Hearing. During the past year staff has made substantial progress in completing Service Reviews, Spheres of Influence and Mapping.

SUMMARY OF EXPENSES as recommended in the Proposed Budget:

Executive Officer Services The Commission recommended in its proposed budget \$48,000 for this item. This translates into an average of \$4,000.00 per month for LAFCO administration. Notwithstanding a very complex reorganization or incorporation project for Colusa LAFCO, this amount should cover LAFCO administration. Complex projects would be fee supported thereby increasing revenue to LAFCO.

Clerk Support The Commission recommended in its proposed budget \$3,657 for this item.

Webhosting This has been eliminated since LAFCo staff is managing its own website.

Legal Services The Commission recommended in its proposed budget \$24,000 for this item. LAFCO Counsel attends all LAFCO meetings.

Liability Insurance The Commission recommended in its proposed budget \$1,818.00, a 6% increase from this year. This covers liability for the Commission and Staff and \$50.00 for Worker's comp to cover the Public Member and Public Member Alternate.

Office Supplies The Commission recommended in its proposed budget \$2,875.00 for this item combined with copies and postage. This budget includes \$375.00 for Office Supplies, \$500.00 for Postage and \$1,500 for copies.

Memberships The Commission recommended in its proposed budget \$926.00 for Calafco dues since Calafco raised its dues 2.9% for next year.

Transportation and Travel and Training The Commission recommended in its proposed budget \$6,500 for this item. This includes miscellaneous mileage and lodging for the Calafco Annual Conference in Yosemite, October 3-5, 2018 and the annual Staff Workshop.

Legal Notices/Publications The Commission recommended in its proposed budget \$1,500 for legal notices. Given the cost of increased legal advertising and the projected workload this amount remains reasonable.

Communications The Commission recommended in its proposed budget \$1,250.00 for this item.

Special Projects:

File Scanning The proposed budget includes an allocation to electronically scan and index LAFCo's old files in accordance with LAFCo's records retention policy. \$5,000.00 has been budgeted for this effort.

Service Reviews The Commission recommended in its proposed budget \$16,000.00 for this effort. This would cover costs of preparing reviews as required by the LAFCO Act including some carryover from this fiscal year and initiating the reviews in the work program for next fiscal year .

Sphere of Influence Updates The Commission recommended in its proposed budget \$16,000.00 to cover the costs of updating Spheres of Influence as required by the LAFCO Act.

Sphere of Influence Mapping The Commission recommended in its proposed budget \$5,000.00 for mapping.

Other Charges A-87 While LAFCO is an independent agency, claims processing and other functions are performed by the County Auditor's office. In theory, A-87 reflects the reasonable and necessary cost of various county services used by LAFCO. **LAFCo has a proposed final figure for A-87 for FY 18-19 of \$2,666.00.**

Contingency The Commission recommended in its proposed budget a contingency of \$10,000.

Reserve Fund The commission has a general reserve of \$50,000.00.

## CARRYOVER

This year LAFCO will expend nearly its entire budget. Therefore, an anticipated rollover will be more this year, which is estimated at \$95,000.00. Most of this amount will be needed to fund ongoing Municipal Service Reviews and Sphere of Influence Updates as well as the entire reserve fund.

## APPORTIONMENT TO AGENCIES

The amount to be apportioned to the Cities and the County will be \$93,542.00 for this fiscal year.

### **Recommendation:**

- a. Review, discuss, amend, and consider the Final Budget. A budget justification report was prepared by staff prior to the adopted proposed budget.
- b. Adopt LAFCO Resolution 2018-0006 approving a final budget for FY 18-19.



**Resolution 2018-0006**

**of the**

**Colusa Local Agency Formation Commission**

*Resolution of the Colusa Local Agency Formation Commission Adopting a  
Final Budget for 2018-2019*

WHEREAS, Colusa LAFCO is required by Government Code Section 56381(a) to adopt annually, following a noticed public hearing, a proposed budget by May 1<sup>st</sup> and a final budget by June 15<sup>th</sup>; and,

WHEREAS, the Commission has prepared a final budget for public review; and,

WHEREAS, the Executive Officer has given notice of hearing in the form and manner specified by law for adoption of the final budget and upon the date, time and place specified in said notice of hearing, the Commission heard, discussed and considered all oral and written testimony submitted including, but not limited to, the approved budget priorities for Fiscal Year 2018-2019 and the Executive Officer's report and recommendations; and

WHEREAS, the Commission has considered the attached final Budget in light of the requirements of the Cortese-Knox-Hertzberg Local Government Reorganization Act of 2000;

NOW THEREFORE, the Colusa Local Agency Formation Commission does hereby determine, resolve, and order the following:

1. That Colusa LAFCO hereby adopts the attached final 2018-2019 budget.
2. Directs the Executive Officer to transmit the final budget to the Auditor and all parties specified in Government Code Section 56381 (a) as promptly as possible.
3. The Commission hereby requests the Auditor to collect the funds, in accordance with Government Code Section 56381 (c). In the event of non-payment of LAFCO funds by any entity subject to the LAFCO's apportionment, the Commission hereby requests and authorizes the Auditor to collect the funds from property tax revenues or any other revenue

source and deposit the funds into the LAFCO account.

4. Any unexpended funds not otherwise re-budgeted into the 2018-2019 budget shall be retained by LAFCO and be either re-budgeted or placed into LAFCO's general reserve fund.

PASSED AND ADOPTED by the Colusa Local Agency Formation Commission at a regular meeting of said Commission held on June 7, 2018 by the following roll call vote:

AYES: -

NOES: -

ABSTAINS: -

ABSENT: -

Signed and approved by me after its passage this seventh day of June 2018.

---

Brandon Ash, Chair or Denise Carter, Vice-Chair  
Colusa LAFCO

Attest:

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John Benoit  
Colusa LAFCO

EXHIBIT "A"  
FINAL 2018-2019 Budget 04060

REV, CATEGORICAL and CARRYOVER ESTIMATES	2015-2016 Budget	2016-2017 Budget	FINAL 2017-2018 Budget	PROPOSED 2018-2019 Budget	FINAL 2018-2019 Budget
466920 City and County Contributions	\$ (100,000.00)	\$ (92,555.00)	\$ (92,555.00)	\$ (92,555.00)	\$ 93,542.00
10100 Carryover Prior-Year	\$ (80,000.00)	\$ (94,091.00)	\$ 103,000.00	\$ (95,000.00)	\$ (95,000.00)
<b>Categoricals</b>					
466920 Processing Fees	\$ (5,000.00)	\$ (5,000.00)		\$ (5,000.00)	\$ (5,000.00)
Municipal Service Review Fees					
City of Colusa SOI/MSR	\$ (1,069.00)	\$ (1,069.00)		\$ (1,200.00)	\$ (1,200.00)
441900 Interest	\$ (186,069.00)	\$ (192,715.00)	\$ 10,445.00	\$ (101,200.00)	\$ (101,200.00)
<b>TOTAL REVENUE AND CARRYOVER EST.</b>					
<b>EXPENDITURES</b>					
51035 Workers Comp	\$ 50.00	\$ 50.00	\$ 50.00	\$ 50.00	\$ 50.00
53180 Executive Officer Contract	\$ 48,000.00	\$ 48,000.00	\$ 48,000.00	\$ 48,000.00	\$ 48,000.00
53180 Clerical Support	\$ 2,100.00	\$ 2,100.00	\$ 3,657.00	\$ 3,657.00	\$ 3,657.00
53180 Legal Services (attorney contract)	\$ 21,000.00	\$ 21,000.00	\$ 24,000.00	\$ 24,000.00	\$ 24,000.00
53100 Liability Insurance	\$ 1,705.00	\$ 1,705.00	\$ 1,741.50	\$ 1,818.00	\$ 1,818.00
53170 Office Supplies	\$ 375.00	\$ 375.00	\$ 375.00	\$ 375.00	\$ 375.00
53171 Postage	\$ 500.00	\$ 500.00	\$ 500.00	\$ 500.00	\$ 500.00
53170 Copies	\$ 2,000.00	\$ 2,000.00	\$ 1,500.00	\$ 1,500.00	\$ 1,500.00
53150 Memberships	\$ 785.00	\$ 840.00	\$ 899.00	\$ 926.00	\$ 926.00
53250 Transportation and Travel	\$ 2,000.00	\$ 2,000.00	\$ 4,000.00	\$ 4,000.00	\$ 4,000.00
1002 5 Training	\$ 2,000.00	\$ 2,000.00	\$ 2,500.00	\$ 2,500.00	\$ 2,500.00
53180 Legal Notices and Publications	\$ 1,500.00	\$ 1,500.00	\$ 1,500.00	\$ 1,500.00	\$ 1,500.00
53060 Communications	\$ 1,100.00	\$ 1,100.00	\$ 1,250.00	\$ 1,250.00	\$ 1,250.00
8062 5 Special Projects - File Scanning	\$ 15,000.00	\$ 7,500.00	\$ 7,500.00	\$ 5,000.00	\$ 5,000.00
53180 Sphere of Influence Updates	\$ 15,000.00	\$ 15,000.00	\$ 15,000.00	\$ 16,000.00	\$ 16,000.00
53180 Municipal Service Reviews	\$ 10,000.00	\$ 10,000.00	\$ 5,000.00	\$ 5,000.00	\$ 5,000.00
53180 Mapping	\$ 2,954.00	\$ 2,045.00	\$ 2,092.00	\$ 2,866.00	\$ 2,866.00
53229 A-87/Administration Fees					
<b>TOTAL EXPENDITURE BUDGET</b>	\$ 126,069.00	\$ 132,715.00	\$ 135,564.50	\$ 134,742.00	\$ 134,742.00
59400 CONTINGENCY	\$ 10,000.00	\$ 10,000.00	\$ 10,000.00	\$ 10,000.00	\$ 10,000.00
RESERVE FUND	\$ 50,000.00	\$ 50,000.00	\$ 50,000.00	\$ 50,000.00	\$ 50,000.00
<b>TOTAL Funds needed for expenditures-Cont and Reserv</b>	\$ 186,069.00	\$ 192,715.00	\$ 195,564.50	\$ 194,742.00	\$ 194,742.00
FY 16-17 Estimated Revenue, Interest & Carryover			\$ (103,000.00)	\$ (101,200.00)	\$ (101,200.00)
<b>Amount to be apportioned to the Cities and the County</b>	\$ 100,000.00	\$ 92,555.00	\$ 92,564.50	\$ 93,542.00	\$ 93,542.00

# 10

COLUSA  
LOCAL AGENCY FORMATION COMMISSION

June 7, 2018

Senator Mike McGuire  
California State Senate  
State Capital Room 5061  
Sacramento, CA 95814

Subject: **Support of SB 929 as amended March 6, 2018**

Dear Assembly Senator McGuire:

The Colusa Local Agency Formation Commission (LAFCo) is pleased to join the California Association of Local Agency Formation Commissions (CALAFCO) in support of **Senate Bill 929**, which would require all independent special districts have a website by January 1, 2020, thereby increasing transparency.

LAFCos work very closely with special districts in their role of overseeing the provision of municipal services. For the approximately 50 percent of the independent special districts that have websites today, communication and transparency with the local LAFCo is far more seamless than with the other half that do not have a website. In those instances, the LAFCo is left to creative resourcefulness to gain access to critical contact and agency information, often times requiring the LAFCo to expend a great deal of effort and resources. This information is especially critical for LAFCo when fulfilling their statutory obligations related to conducting Municipal Service Reviews on these districts.

Further, providing information in an easy, accessible and transparent way to all members of the public – especially those being served by the district – is simply good governance.

For these reasons Colusa LAFCo supports **SB 929**.

Please do not hesitate to contact me with any questions you may have on our position.

Sincerely,

Brandon Ash  
LAFCo Chair

Cc: Chair and Members, Assembly Local Government Committee  
Jimmy MacDonald, Consultant, Assembly Local Government Committee  
William Weber, Consultant, Assembly Republican Caucus  
Pamela Miller, Executive Director, CALAFCO  
Dillon Gibbons, CA Special Districts Association

COLUSA  
LOCAL AGENCY FORMATION COMMISSION

June 7, 2018

Assembly Member Cecilia Aguiar-Curry  
California State Assembly  
State Capital Room 5144  
Sacramento, CA 95814

Subject: **Support of AB 2238 as amended April 3, 2018**

Dear Assembly Member Aguiar-Curry:

The Colusa Local Agency Formation Commission (LAFCo) is pleased to join the California Association of Local Agency Formation Commissions (CALAFCO) in support **Assembly Bill AB 2238 as amended April 3, 2018**. Specifically of interest to LAFCos is the provision requiring the commission to consider information contained in a local hazard mitigation plan, information contained in a safety element of a general plan, and any maps that identify land as a very high fire hazard zone or land determined to be in a state responsibility area if it is determined that such information is relevant to the area that is the subject of the proposal.

When reviewing proposals for changes of organization or reorganizations, it's important for LAFCos to consider whether or not the proposal is consistent with a city or county general plan and other types of growth plans. Further, considering the impact of specific potential fire hazard threats is an important part of smart growth and development planning. As we collectively work to adapt and evolve the way we respond to the impacts of climate change, these kinds of considerations are important in balancing orderly growth and climate adaptation efforts.

Because **AB 2238** is aligned with CALAFCO's policy to use LAFCo resources to review growth plans to ensure reliable services, orderly growth and sustainable communities, Colusa LAFCo is pleased to support this bill.

Please do not hesitate to contact me with any questions you may have on our position.

Sincerely,

Brandon Ash  
LAFCo Chair

Cc: Debbie Michel, Chief Consultant, Assembly Local Government Committee  
Anton Favorini-Csorba, Consultant, Senate Governance & Finance Committee  
Ryan Eisberg, Consultant, Senate Republican Caucus  
Pamela Miller, Executive Director, CALAFCO

COLUSA  
LOCAL AGENCY FORMATION COMMISSION

June 7, 2018

Assembly Member Eloise Gómez Reyes  
California State Assembly  
State Capital Room 2175  
Sacramento, CA 95814

Subject: **Support of AB 2268 as amended April 2, 2018**

Dear Assembly Member Reyes:

The Colusa Local Agency Formation Commission (LAFCo) is pleased to join the California Association of Local Agency Formation Commissions (CALAFCO) in support of **Assembly Bill AB 2268 as amended April 2, 2018**. This bill would restore funding to approximately 140 cities that had annexed inhabited territory in reliance on previous financial incentives, then suffered significant fiscal harm when those funds were swept away due to the passage SB 89 (2011). The bill also offers similar incentives to support future annexations of inhabited territory to improve services to affected residents consistent with state LAFCo policies.

The VLF gap created by SB 89, one of the 2011 budget bills, created a financial disincentive for future city incorporations and annexations of inhabited territory. Further, it created severe fiscal penalties for those communities which chose to annex inhabited territories, particularly unincorporated islands. In several previous legislative acts the Legislature had directed LAFCos to work with cities to annex unincorporated inhabited islands. The loss of financial incentive for these inhabited annexations has made it difficult for LAFCos to follow this legislative directive.

Reinstating revenues for annexations is consistent with statewide LAFCo legislative policies of providing communities with local governance and efficient service delivery options, including the ability to annex. The inability to do so creates a tremendous detriment to the creation of logical development boundaries and to the prevention of urban sprawl. Because **AB 2268** reinstates a critical funding component to cities who previously annexed inhabited territory and did so relying on this financing, and to those cities who annex inhabited territory in the future, Colusa LAFCo supports this bill.

Thank you for carrying this important legislation. Please do not hesitate to contact me with any questions you may have on our position.

Sincerely,

Brandon Ash  
LAFCo Chair

Cc: Pamela Miller, Executive Director, CALAFCO  
Dan Carrigg, Deputy Executive Director and Legislative Director, League of CA Cities

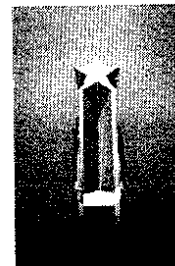
**Date:** 25 May, 2018

**To:** LAFCo Commissioners and Staff  
CALAFCO Members  
Other Interested Organizations

**From:** CALAFCO Achievement Awards Committee

**Subject:** **2018 CALAFCO Achievement Award Nominations**

**CALAFCO  
2018  
AWARDS**



Each year, CALAFCO recognizes outstanding achievements by dedicated and committed individuals and/or organizations from throughout the state at the Annual Conference Achievement Awards Ceremony.

Recognizing individual and organizational achievements is an important responsibility. It provides visible recognition and support to those who go above and beyond in their work to advance the principles and goals of the Cortese-Knox-Hertzberg Act. We invite you to use this opportunity to nominate the individuals and organizations you feel deserve this important recognition. ***Please carefully review the nomination instructions and note the form has changed with the addition of a new section.***

To make a nomination, please use the following procedure:

1. Nominations may be made by an individual, a LAFCo, a CALAFCO Associate Member, or any other organization. There is no limit to the number of nominations you can submit.
2. Please use a separate form (attached) for each nomination. Nominations must be submitted with a completed nomination form. The form is your opportunity to highlight the most important points of your nomination.
3. Nominations must be limited to no more than 1500 words or 3 pages in length maximum. You are encouraged to write them in a clear, concise and understandable manner. If the Awards Committee members require additional information, you will be contacted with that request. Any nomination received that exceeds this amount will be returned.
4. All supporting information (e.g. reports, news articles, etc.) must be submitted with the nomination. Limit supporting documentation to no more than 5 pages. If the Awards Committee members require additional information, you will be contacted with that request. Any nomination received that exceeds this amount will be returned.
5. All nomination materials must be submitted at one time and must be received by the deadline. Electronic submittals are encouraged.
6. **Nominations and supporting materials must be received no later than 5:00 p.m., Friday, August 3, 2018.** Send nominations via e-mail, or U.S. mail to:

Stephen Lucas, CALAFCO Executive Officer  
c/o Butte LAFCo  
1453 Downer Street, Suite C  
Oroville, CA 95965  
slucas@calafco.org

Members of the 2018 CALAFCO Board of Directors Awards Committee are:

*Mike Kelley*, Committee Chair (Imperial LAFCo, Southern Region)  
*Cheryl Brothers* (Orange LAFCo, Southern Region)  
*Debra Lake* (Humboldt LAFCo, Northern Region)  
*Margie Mohler* (Napa LAFCo, Coastal Region)  
*Anita Paque* (Calaveras LAFCo, Central Region)

mkelley@calafco.org  
cbrothers@calafco.org  
dlake@calafco.org  
mmohler@calafco.org  
apaque@calafco.org

Please contact Steve Lucas, CALAFCO Executive Officer, at slucas@calafco.org or (530) 538-7784 with any questions. A list of the previous Achievement Award recipients is attached to this announcement.



## 2018 Achievement Award Nominations

### CALAFCO ACHIEVEMENT AWARD CATEGORIES

CALAFCO recognizes excellence within the LAFCo community and the full membership by presenting the *Achievement Awards* at the CALAFCO Annual Conference. Nominations are being accepted until **Friday, August 3, 2018** in the following categories:

<b>Outstanding CALAFCO Member</b>	Recognizes a CALAFCO Board Member or staff person who has provided exemplary service during the past year.
<b>Distinguished Service Award</b>	Given to a member of the LAFCo community to recognize long-term service by an individual.
<b>Most Effective Commission</b>	Presented to an individual Commission to recognize innovation, streamlining, and/or initiative in implementing LAFCo programs; may also be presented to multiple Commissions for joint efforts.
<b>Outstanding Commissioner</b>	Presented to an individual Commissioner for extraordinary service to his or her Commission.
<b>Outstanding LAFCo Professional</b>	Recognizes an Executive Officer, Staff Analyst, or Legal Counsel for exemplary service during the past year.
<b>Outstanding LAFCo Clerk</b>	Recognizes a LAFCo Clerk for exemplary service during the past year.
<b>Outstanding CALAFCO Associate Member</b>	Presented to an active CALAFCO Associate Member (person or agency) that has advanced or promoted the cause of LAFCos by consistently producing distinguished work that upholds the mission and goals of LAFCos, and has helped elevate the roles and mission of LAFCos through its work. Recipient consistently demonstrates a collaborative approach to LAFCo stakeholder engagement.
<b>Project of the Year</b>	Recognition for a project-specific program that involved complex staff analysis, community involvement, or an outstanding solution.
<b>Government Leadership Award</b>	Presented to a decision-making body at the city, county, special district, regional or state level which has furthered good government efforts in California.
<b>Legislator of the Year</b>	Presented to a member of the California State Senate or Assembly in recognition of leadership and valued contributions in support of LAFCo goals. Selected by CALAFCO Board.
<b>Mike Gotch Courage and Innovation in Local Government Award</b>	Presented to an individual who has taken extraordinary steps to improve and innovate local government. This award is named for Mike Gotch: former Assembly Member, LAFCo Executive Officer and CALAFCO Executive Director responsible for much of the foundations of LAFCo law and CALAFCO. He is remembered as a source of great inspiration for staff and legislators from throughout the state.
<b>Lifetime Achievement Award</b>	Recognizes any individual who has made extraordinary contributions to the LAFCo community in terms of longevity of service, exemplary advocacy of LAFCo-related legislation, proven leadership in approaching a particular issue or issues, and/or demonstrated support in innovative and creative ways of the goals of LAFCos throughout California. At a minimum, the individual should be involved in the LAFCo community for at least ten years.



May 25, 2018

**To:** Local Agency Formation Commission  
Members and Alternate Members

**From:** Bill Kirby, Committee Chair  
CALAFCO Board Election Committee  
CALAFCO Board of Directors



**RE: Nominations for 2018/2019 CALAFCO Board of Directors**

Nominations are now open for the fall elections of the CALAFCO Board of Directors. Serving on the CALAFCO Board is a unique opportunity to work with other commissioners throughout the state on legislative, fiscal and operational issues that affect us all. The Board meets four to five times each year at alternate sites around the state. Any LAFCo commissioner or alternate commissioner is eligible to run for a Board seat.

CALAFCO's Election Committee is accepting nominations for the following seats on the CALAFCO Board of Directors:

<u>Northern Region</u>	<u>Central Region</u>	<u>Coastal Region</u>	<u>Southern Region</u>
City Member	County Member	County Member	City Member
Public Member	District Member	District Member	Public Member

The election will be conducted during Regional Caucuses at the CALAFCO Annual Conference prior to the Annual Membership Meeting on Thursday, October 4, 2018 at the Tenaya Lodge in Yosemite, CA.

Please inform your Commission that the CALAFCO Election Committee is accepting nominations for the above-cited seats until **Tuesday, September 4, 2018**.

Incumbents are eligible to run for another term. Nominations received by September 4 will be included in the Election Committee's Report and will be on the ballot. The Report will be distributed to LAFCo members no later than September 20 and ballots made available to Voting Delegates at the Annual Conference. Nominations received after this date will be returned; however, nominations will be permitted from the floor during the Regional Caucuses or during at-large elections, if required, at the Annual Membership Meeting.

For those member LAFCos who cannot send a representative to the Annual Meeting an electronic ballot will be made available if requested in advance. The ballot request must be made no later than Tuesday, September 4, 2018. Completed absentee ballots must be returned by September 28, 2018.

***Should your Commission nominate a candidate, the Chair of your Commission must complete the attached Nomination Form and the Candidate's Resume Form, or provide the specified information in another format other than a resume. Commissions may also include a letter of recommendation or resolution in support of their nominee.***

# Board of Directors 2018/2019 Nominations Form

## *Nomination to the CALAFCO Board of Directors*

In accordance with the Nominations and Election Procedures of CALAFCO,

\_\_\_\_\_ LAFCo of the \_\_\_\_\_ Region

Nominates \_\_\_\_\_

for the (check one)     City     County     Special District     Public

Position on the CALAFCO Board of Directors to be filled by election at the next Annual Membership Meeting of the Association.

\_\_\_\_\_ LAFCo Chair

\_\_\_\_\_ Date

### **NOTICE OF DEADLINE**

Nominations must be received by **September 4, 2018** to be considered by the Election Committee. Send completed nominations to:  
CALAFCO Election Committee  
CALAFCO  
1215 K Street, Suite 1650  
Sacramento, CA 95814

## Board of Directors 2018/2019 Candidate Resume Form

Nominated By: \_\_\_\_\_ LAFCo Date: \_\_\_\_\_

Region (please check one):  Northern  Coastal  Central  Southern

Category (please check one):  City  County  Special District  Public

Candidate Name \_\_\_\_\_

Address \_\_\_\_\_

Phone Office \_\_\_\_\_ Mobile \_\_\_\_\_

e-mail \_\_\_\_\_

Personal and Professional Background:

LAFCo Experience:

CALAFCO or State-level Experience:

Availability:

Other Related Activities and Comments:

**NOTICE OF DEADLINE**

Nominations must be received by **September 4, 2018** to be considered by the Election Committee. Send completed nominations to:  
CALAFCO Election Committee  
CALAFCO  
1215 K Street, Suite 1650  
Sacramento, CA 95814